



**Town of Surfside
Town Commission Meeting
August 11, 2009 7:00 p.m.**

Town Hall Commission Chambers - 9293 Harding Ave, 2nd Fl
Surfside, FL 33154

AGENDA

1. Opening

- A. Call to Order**
- B. Roll Call of Members**
- C. Pledge of Allegiance**
- D. Agenda and Order of Business**
- E. Special Presentations**
 - 1. Officer of the Month – Chief David Allen**
Special Recognition – Chief David Allen
 - 2. Big Daddy's/Flanagans – Commissioner Howard Weinberg**
 - 3. Pension Plan Overview – Robert Klausner, Klausner & Kaufman**
 - 4. Aquatic Complex - Architect/CGA**
 - 5. Traffic Study Report – James Spinks, CGA Traffic Engineer**

2. Quasi-Judicial Hearings

3. Consent Agenda

All items on the consent agenda are considered routine by the Town Commission and will be approved by one motion. There will be no separate discussion of these items unless a Commissioner so requests, in which event, the item will be moved to the main agenda under the appropriate heading for consideration.

Recommended Motion: To approve all consent agenda items as presented below.

A. Approval of the Minutes

July 15, 2009 Regular Commission Meeting

B. Monthly Budget to Actual Summary - Martin Sherwood

C. Mutual Aid Agreement, City of North Miami Beach – Assistant Chief John DiCenso

A RESOLUTION OF THE TOWN COMMISSION FOR THE TOWN OF SURFSIDE, FLORIDA, AUTHORIZING AND DIRECTING THE TOWN MANAGER AND TOWN CLERK TO EXECUTE A MUTUAL AID AGREEMENT WITH THE CITY OF NORTH MIAMI BEACH.

4. Ordinances and Public Hearings

A. Second Readings (Ordinances)

1. Nuisance Abatement Ordinance – Lynn Dannheisser, Town Attorney
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AMENDING SECTION 1-8 “PENALTY FOR VIOLATIONS” AND SECTION 15-17 “ADDITIONAL ENFORCEMENT POWERS” AND SECTION 15-18 “VIOLATIONS; SCHEDULE OF CIVIL PENALTIES AND CREATING” SECTION 15-19 “ABATEMENT BY THE TOWN; RECOVERY OF COSTS AND EXPENSES; IMPOSITION OF LIENS” OF CHAPTER 15 OF THE TOWN CODE OF ORDINANCES TO PROVIDE FOR NUISANCE ABATEMENT PROCEDURES AND REMEDIES IN VARIOUS CODE SECTIONS AUTHORIZING THE TOWN TO RECOVER ITS COSTS AND FILE A LIEN FOR SUCH NUISANCE ABATEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR REPEAL; PROVIDING FOR AN EFFECTIVE DATE.

2. Flood Plain Map – Steve Uman, Building Official
AN ORDINANCE OF THE TOWN OF SURFSIDE, FLORIDA, AMENDING CHAPTER 42, “FLOODS,” ARTICLE 3, “GENERAL PROVISIONS,” SECTION B, “BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD;” PROVIDING FOR SEVERABILITY AND REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

B. First Readings (Public Hearings on Ordinances)

1. Boat Storage – Lynn Dannheisser, Town Attorney
 Sarah Sinatra, Town Planner (Deferred from 7-15-09)
AN ORDINANCE OF THE TOWN OF SURFSIDE, FLORIDA AMENDING THE TOWN CODE BY AMENDING CHAPTER 90 BY AMENDING SECTIONS 90.65 RELATING TO BOATING STORAGE; PROVIDING FOR “SEVERABILITY”; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

2. Eliminating Code Section 2-26 Negotiations – Lynn Dannheisser, Town Attorney
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY ELIMINATING SECTION 2-26 NEGOTIATIONS; PROHIBITED WITHOUT FORMAL APPROVAL BY COMMISSION; PENALTY; PROVIDING FOR INCLUSION IN THE CODE; REPEALING ALL

**ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT
HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.**

**3. Vacant Store Fronts – Lynn Dannheisser, Town Attorney
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN
OF SURFSIDE, FLORIDA AMENDING THE TOWN OF
SURFSIDE CODE OF ORDINANCES BY AMENDING CHAPTER
14 BUILDINGS AND BUILDING REGULATIONS; SECTION 14-52
COMMERCIAL STANDARDS ESTABLISHED RELATING TO
THE APPEARANCE OF VACANT STOREFRONTS; PROVIDING
FOR INCLUSION IN THE CODE; REPEALING ALL
ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT
HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.**

**4. Required Roofing Materials – Lynn Dannheisser, Town Attorney
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN
OF SURFSIDE, FLORIDA AMENDING THE TOWN OF
SURFSIDE CODE OF ORDINANCES BY AMENDING CHAPTER
14 BUILDINGS AND BUILDING REGULATIONS; SECTION 14-31
“REQUIRED ROOFING MATERIALS”; PROVIDING FOR
INCLUSION IN THE CODE; REPEALING ALL ORDINANCES
OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND
PROVIDING FOR AN EFFECTIVE DATE.**

**5. Expense Reimbursement - Lynn Dannheisser, Town Attorney
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN
OF SURFSIDE, FLORIDA CREATING SECTION 2-27
“REIMBURSEMENT OF EXPENSES” OF ARTICLE II. “TOWN
COMMISSION” OF THE CODE OF THE TOWN TO PROVIDE
FOR REIMBURSEMENT OF TRAVEL AND OTHER EXPENSES
OF TOWN OFFICIALS; PROVIDING FOR SEVERABILITY;
PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR
CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**6. Hotel Uses – Lynn Dannheisser, Town Attorney
Sarah Sinatra – Town Planner
AN ORDINANCE OF THE TOWN OF SURFSIDE, FLORIDA
AMENDING THE TOWN CODE BY AMENDING CHAPTER 90
SECTION 90.41.(d) RELATING TO HOTEL USES; PROVIDING
FOR “SEVERABILITY”; PROVIDING FOR INCLUSION IN THE
CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN
EFFECTIVE DATE.**

5. Resolutions and Proclamations

**A. Parking Permit Fees – Assistant Chief John DiCenso
A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF
SURFSIDE, FLORIDA, APPROVING IMPOSITION OF A PARKING**

PERMIT FEE OF FORTY-FIVE (\$45) DOLLARS; PROVIDING FOR AN EFFECTIVE DATE.

B. Surfside Post Office – Commissioner Elizabeth Calderon

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, EXPRESSING SERIOUS CONCERN AT THE POSSIBLE CLOSING OF THE SURFSIDE BRANCH OF THE UNITED STATES POST OFFICE LOCATED 250 95TH STREET, SURFSIDE, FLORIDA 33154

6. Good and Welfare

Public comments for subjects or items not on the agenda. Public comment on agenda items will be allowed when agenda item is discussed by the Commission.

7. Town Manager and Town Attorney Reports

Governmental Fund Balance (Reserves) Gary Word, Town Manager

8. Unfinished Business and New Business

Stamped Asphalt Colors – Fernando Rodriguez, Director of Public Works

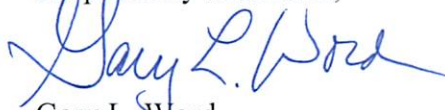
9. Mayor, Commission and Staff Communications

A. Town Manager's Contract – Mayor Charles Burkett

B. Committee Vacancies – Debra Eastman, Town Clerk

10. Adjournment

Respectfully submitted,



Gary L. Word,
Town Manager

THIS MEETING IS OPEN TO THE PUBLIC. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, ALL PERSONS ARE DISABLED; WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE OFFICE OF THE TOWN CLERK AT 305-893-6511 EXT. 226 NO LATER THAN FOUR DAYS PRIOR TO SUCH PROCEEDING. HEARING IMPAIRED PERSONS MAY CONTACT THE TDD LINE AT 305-893-7936.

IN ACCORDANCE WITH THE PROVISIONS OF SECTION 286.0105, FLORIDA STATUTES, ANYONE WISHING TO APPEAL ANY DECISION MADE BY THE TOWN OF SURFSIDE COMMISSION, WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING OR HEARING, WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE WHICH RECORD SHALL INCLUDE THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

AGENDA ITEMS MAY BE VIEWED AT THE OFFICE OF THE TOWN CLERK, TOWN OF SURFSIDE TOWN HALL, 9293 HARDING AVENUE. ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM SHOULD CONTACT THE TOWN CLERK AT 305-861-4863. A COMPLETE AGENDA PACKET IS ALSO AVAILABLE ON THE TOWN WEBSITE AT www.townofsurfsidefl.gov

TWO OR MORE MEMBERS OF OTHER TOWN BOARDS MAY ATTEND THIS MEETING.

THESE MEETINGS MAY BE CONDUCTED BY MEANS OF OR IN CONJUNCTION WITH COMMUNICATIONS MEDIA TECHNOLOGY, SPECIFICALLY, A TELEPHONE CONFERENCE CALL. THE LOCATION 9293 HARDING AVENUE, SURFSIDE, FL 33154, WHICH IS OPEN TO THE PUBLIC, SHALL SERVE AS AN ACCESS POINT FOR SUCH COMMUNICATION.